

**UNITED STATES
PATENT AND TRADEMARK OFFICE**



Office of the Chief Financial Officer Update

Tony Scardino

Chief Financial Officer

Thursday, July 26, 2018

UNITED STATES
PATENT AND TRADEMARK OFFICE



Agenda

- FY 2018 Status
- FY 2019 Budget
- FY 2020 Budget
- Strategic Planning
- Fee Setting Authority

FY 2018 Status – Fees

- Trademark's total fee estimate is \$332.8M

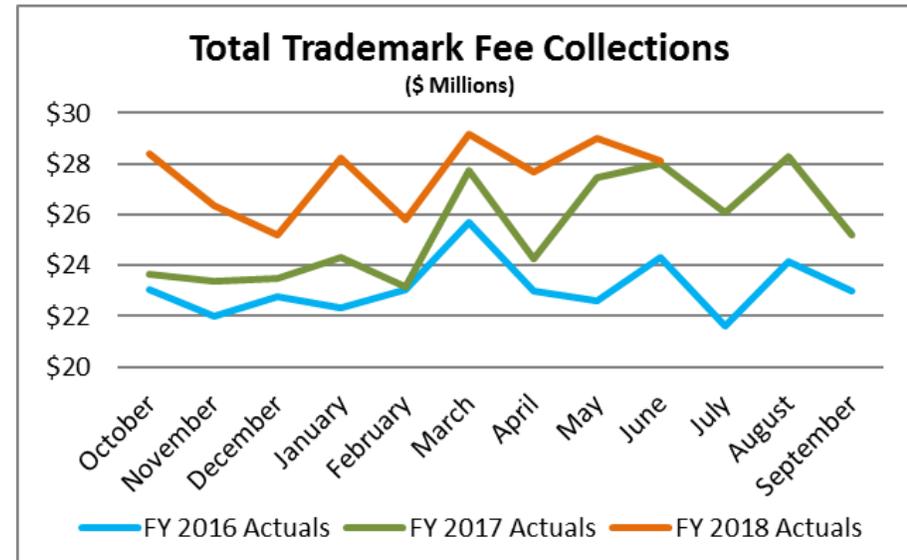
Total Trademark Collections (Dollars in Thousands)

FY 2016		FY 2017		FY 2018	
Actual	Increase	Actual	Increase	Plan	Increase
\$277,579		\$305,033	9.9%	\$332,765	9.1%

- Collections through June 30th are currently 9.7% above the corresponding FY 2017 timeframe

Year-To-Date Comparison (Dollars in Thousands)

FY 2016		FY 2017		FY 2018	
Actual	Increase	Actual	Increase	Actual	Increase
\$208,843		\$225,485	8.0%	\$247,309	9.7%



FY 2018 Status – Fees *(continued)*

- Fee collections through June 30, 2018 are \$1.7M, or 0.7%, below YTD plan

Year-To-Date Collections *(Dollars in Thousands)*

	YTD Plan	Actual	Percentage Variance	Dollar Variance
Application Filings	\$133,272	\$132,567	-0.5%	(\$705)
Maintaining Exclusive Rights	62,764	60,219	-4.1%	(2,545)
Intent to Use/Use Fees	33,812	35,409	4.7%	1,597
Trademark Trial and Appeal Board	6,129	5,954	-2.9%	(175)
Other	13,029	13,160	1.0%	131
<i>Total Trademark Fees</i>	\$249,006	\$247,309	-0.7%	(\$1,697)

FY 2018 Status – Spending

Projected End-of-Year Funding as of June 30, 2018

Trademarks	
Projected Financial Resources Summary	Actual
Fee Collections – End-of-Year	\$332,764,753
Actual Prior Year Carryover	120,655,346
Other Income – Current Apportionment	6,451,970
Anticipated OIG Transfer	(97,616)
<i>Total Projected Financial Resources</i>	<i>459,774,453</i>
Projected Spending	
Actual Commitments and Obligations	255,595,705
Projected Spending for Remainder of Year	73,868,894
<i>Total Projected Spending</i>	<i>329,464,599</i>
Total Projected Operating Reserve	\$130,309,854

FY 2019 Budget

- Both the House and Senate issued their Committee reports in May 2018
- Recommends appropriating \$3.370M based on the estimates from the Congressional Budget Office
 - This level is \$46.4M lower than the FY 2019 President's Budget request
- The Senate report states concern that USPTO's IP attaches:
 - May not have adequate access to their foreign government counterparts
 - Are not consistently involved in Embassy or consulate conversations regarding intellectual property matters

FY 2020 Budget

- USPTO is working on its FY 2020 OMB budget submission
 - PACs and DoC will receive a draft to review in mid-August 2018
 - The final document is scheduled to be submitted September 10, 2018
 - The public will see USPTO's final FY 2020 budget request in February 2019

Strategic Planning

- The 2018-2022 USPTO Strategic Plan is currently under development
 - The draft was discussed by Under Secretary Iancu at a July 24, 2018 Employee Town Hall
 - The draft will be available for public comment later this summer
 - A public session will occur during the comment period
 - The final document is expected to be available fall 2018

Fee Setting Authority

- Absent Congressional action, the USPTO's fee setting authority under section 10 of the AIA will expire on September 16, 2018

Questions and Comments

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